

**IN THE UNITED STATES DISTRICT COURT FOR THE
MIDDLE DISTRICT OF ALABAMA
NORTHERN DIVISION**

ELLA JANE McCRAY,

Plaintiff,

v.

**CITY OF EUFAULA, ALABAMA,
STEVE HANNERS, and DAVID
DUBOSE,**

Defendants.

Case Number 2:06-cv-309-MHT

MOTION TO DISMISS

Pursuant to Rule 12 (b)(6) of the Federal Rules of Civil Procedure, defendants the City of Eufaula, Alabama, Steve Hanners, and David Dubose move to dismiss all claims with prejudice.

/s/ James H. Pike

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Eufaula, Alabama, and Steve Hanners

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CERTIFICATE OF SERVICE

I, James H. Pike, certify that on March 6, 2007, I electronically served a copy of this document upon:

Benjamin E. Meredith

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/s/ James H. Pike

James H. Pike